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OFFICE OF PETITIONS

Applicant: Watowich et al.
Appl. No.: 09/981,286
Filing Date: October 15, 2001
Title: DRUG DISCOVERY METHODS
Attorney Docket No.: 265.00260101
Pub. No.: US 2002/0192799 A1
Pub. Date: December 19, 2002

This is in response to the request for correction of patent application publication under 37 CFR 1.221(b), which was filed on February 4, 2003.

The request is DISMISSED.

The instant request is that the application be republished because the patent application publication the sequence listing in paragraph 0059 did not print correctly in the column, as it overflows into the next column.

37 CFR 1.221(b) is applicable "only when the Office makes a material mistake which is apparent from Office records." A material mistake must affect the public's ability to appreciate the technical disclosure of the patent application publication, to determine the scope of the patent application publication, or to determine the scope of the provisional rights that an applicant may seek to enforce upon issuance of a patent.¹ The instant request does not identify a material mistake in the publication made by the Office:

The error in the in the sequence listing overflowing into the next column in paragraph 0059 is an Office error, but it is a minor typographical error which is understandable as such from reading the sentence and/or paragraph in which the term is used, as terms are not read in a vacuum and the information was correctly printed. The mistake does not affect the public's ability to appreciate the technical disclosure of the patent application publication, or determine the scope of the patent application publication or determine the scope of the provisional rights that an applicant may seek to enforce upon issuance of a patent.

The applicant is advised that a "request for republication of an application previously published" may be filed under 37 CFR 1.221(a). Such a request for republication "must include a copy of the application in compliance with the Office's electronic filing system requirements and be accompanied by the publication fee set forth in § 1.18(d) and the processing fee set forth in § 1.17(i)." If the request for republication does not comply with the electronic filing system requirements, the republication will not take place and the publication fee set forth in § 1.18(d)

¹Changes to Implement Eighteen-Month Publication of Patent Applications, 65 FR 57023, 57038 (Sept. 20, 2000), 1239 Off. Gaz. Pat. Office Notices 63, 75 (Oct. 10, 2000) (final rule).

will be refunded. The processing fee will be retained.

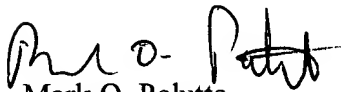
Any request for republication under 37 CFR 1.221(b), should be submitted via the EFS system and questions or request for reconsideration of this decision, should be addressed as follows:

By mail to: Mail Stop PGPUB
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The application is being forwarded to Technology Center 1631 to await further examination in due course.

Inquiries relating to this matter may be directed to Mark Polutta at (703) 308-8122 (voice) or (703) 746-3465 (facsimile).



Mark O. Polutta
Office of Patent Legal Administration
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for Patent Examination Policy